

To: Sisk, Richard[Sisk.Richard@epa.gov]
Cc: Rudy, Michael[Rudy.Mike@epa.gov]; Fagen, Elizabeth[Fagen.Elizabeth@epa.gov]; Schmittziel, Paula[Schmittziel.Paula@epa.gov]; Pat Maley[Pat.Maley@Kinross.com]; Larry Perino[Larry.Perino@kinross.com]
From: Nathan M. Longenecker
Sent: Thur 6/4/2015 4:53:47 PM
Subject: RE: Consent for Access
Sunnyside Consent for Access 05-15-15 with redrafted list of properties.pdf
Sunnyside Consent for Access.pdf

Richard,

The Consent is fine, with the caveat that we have not verified ownership of everything contained in EPA's redrafted list. To the extent Sunnyside owns the listed properties, we have granted consent. It will be up to EPA to ensure that it is not trespassing on the property rights of others. Also, please note that the redrafted Consent is subject to my prior letter sent to you, dated May 15, 2015 (attached).

I did receive the draft Settlement Agreement and will review the same.

Best Regards,

Nathan

From: Sisk, Richard [mailto:Sisk.Richard@epa.gov]
Sent: Thursday, June 04, 2015 10:39 AM
To: Nathan M. Longenecker
Cc: Rudy, Michael; Fagen, Elizabeth; Schmittziel, Paula
Subject: RE: Consent for Access

Nathan – Attached for your records is the Consent for Access with the redrafted list of Sunnyside Claims and Sampling locations. Let me know if you have any questions.

Also, wanted to make sure you received my email last week with the draft Settlement Agreement for RI work and statement of work and to inquire whether you had any questions yet on these documents?

Thanks

Richard Sisk
Attorney
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From: Sisk, Richard
Sent: Thursday, May 21, 2015 5:16 PM
To: 'Nathan M. Longenecker'
Cc: Rudy, Michael
Subject: RE: Consent for Access

Nathan – On the Consent for Access, are you okay with EPA just substituting the redrafted table for the table attached to the Consent you sent to EPA last week?

On the legal agreement, I believe the agencies are close to having a draft agreement and draft statement of work to send to Sunnyside so we can begin negotiations. I hope to have it ready to send next week.

Thanks

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From: Nathan M. Longenecker [<mailto:Nathan.Longenecker@Kinross.com>]
Sent: Tuesday, May 19, 2015 3:09 PM
To: Sisk, Richard
Subject: RE: Consent for Access

Thanks. Any word on the legal agreement to facilitate additional workplans?

From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]
Sent: Tuesday, May 19, 2015 3:06 PM
To: Nathan M. Longenecker
Cc: Larry Perino; Fagen, Elizabeth; Rudy, Michael
Subject: RE: Consent for Access

Nathan – Thanks

Based on County records, Sunnyside owns the claims listed in the tables.

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From: Nathan M. Longenecker [<mailto:Nathan.Longenecker@Kinross.com>]
Sent: Tuesday, May 19, 2015 2:15 PM
To: Sisk, Richard
Cc: Larry Perino; Fagen, Elizabeth; Rudy, Michael
Subject: RE: Consent for Access

I have not checked to see if these are, indeed, Sunnyside-owned properties, but I assume EPA has done so. Sunnyside is OK granting access to the extent it owns the properties and revising the consent accordingly.

Thanks,

Nathan

From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]
Sent: Tuesday, May 19, 2015 1:38 PM
To: Nathan M. Longenecker
Cc: Larry Perino; Fagen, Elizabeth; Rudy, Michael
Subject: RE: Consent for Access

Nathan – Thanks for the signed consent for access form. I asked Liz Fagen to look at the consent and the table before she signed to accept the consent and she discovered a couple errors and a missing sample location in the table we sent to you.

I have attached a redrafted table.

We have added sampling location A39 which is located on the Herman 6397 claim to the redrafted table.

Next, in the original table, the sampling location A61 on the Riverside 8801 claim and sampling location DM34 on the Grand 2573 claim were omitted, however these two claims were included for sampling location A40A. The redrafted table corrects that error.

Finally, sampling location EG2A mistakenly lists the Metropoles 1398 claim and the Thunderberg 1395 claim. These claims have been deleted.

If Sunnyside is okay with these changes, EPA, with your approval, could substitute this redrafted table for the table attached to your May 15, 2015 correspondence and consent for access or you could re-sign the consent with the redrafted table or whatever other alternative you think would work.

Sorry, for the errors in the table. Let me know if you have any questions.

Thanks

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From: Nathan M. Longenecker [<mailto:Nathan.Longenecker@Kinross.com>]

Sent: Friday, May 15, 2015 9:31 AM

To: Sisk, Richard

Cc: Larry Perino

Subject: Consent for Access

Richard,

Attached is the executed Consent for Access which includes your last round of changes.

Best Regards,

Nathan

Nathan Longenecker

Vice President and General Counsel

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